



PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## IN RE APPLICATION OF:

Hua Yang, ET AL.

APPLICATION NO.: 10/810,453

FILED: MARCH 27, 2004

FOR: STATIC DIFFUSION CELL FOR DIFFUSION  
SAMPLING SYSTEMS

EXAMINER: UNASSIGNED

ART UNIT: 1744

CONF. NO: 9333

**Response to Notice to File Missing  
Parts of Application**

Mail Stop Missing Parts  
Commissioner for Patents  
Box 1450  
Alexandria, VA 22313-1450

P.O.

Sir:

1. In response to the Notice to File Missing Parts mailed June 7, 2004 (copy enclosed), applicant submits the following:

- A Petition for [ ] -Month Extension of Time
- An Executed Declaration and Power of Attorney
- A Power of Attorney by Assignee
- A Preliminary Amendment
- An Information Disclosure Statement, Form 1449, and references (if appropriate)
- A Sequence Listing printout, floppy diskette, Matching Declaration under 37 CFR § 1.821, and copy of Sequence Listing Notice
- a copy of an assignment recordation cover sheet for informational purposes only (Form PTOL-1595) for assignment(s) being filed separately.
- Replacement Drawings

2. Authorization for Extensions of Time Under 37 C.F.R. § 1.136(a)(3)

Applicant petitions for an Extension of Time if necessary for timely filing of this Response. The Commissioner is authorized to treat this or any future reply requiring a

Petition for Extension of Time under 37 C.F.R. § 1.136(a)(3) for its timely submission as incorporating a petition therefor for the appropriate length of time.

3. Fee Payment

- Enclosed is a check for \$      in payment of the basic filing fee (\$385.00/\$770.00) +      in additional claim fees), the surcharge for late filing of declaration or oath (\$65.00/\$130.00), and the      -month extension fee.
- Please charge \$      in payment of the basic filing fee (\$385.00/\$770.00) +      in additional claim fees), the surcharge for late filing of declaration or oath (\$130.00), and the      -month extension fee to Deposit Account No. 10-0750; this paper is provided in duplicate.
- The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 10-0750. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: 8/5/04

  
Philip Yip  
Attorney for the Applicant  
Registration No. 37,265

Correspondence Address:

ALZA Corporation  
c/o Johnson & Johnson  
One Johnson & Johnson Plaza, WH3221  
New Brunswick, NJ 08933  
(650) 564-7054 - phone  
(650) 564-2195 - fax  
Customer No. 27777

"Express Mail" label number: EV 324303698 US

Date of Deposit: August 5, 2004

I hereby state that the following attached paper(s) or fee(s)

Response to Notice to File Missing Parts, including executed Declaration and Power of Attorney and Replacement Drawings (are) being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Susan Ahearn

8/5/04

  
Signature of person mailing paper or fee

**BEST AVAILABLE COPY**Page 1 of 2  
ZFW/H**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/810,453	03/27/2004	Hua Yang	ALZ5044USNP

27777  
**PHILIP S. JOHNSON**  
**JOHNSON & JOHNSON**  
**ONE JOHNSON & JOHNSON PLAZA**  
**NEW BRUNSWICK, NJ 08933-7003**

**CONFIRMATION NO. 9333****FORMALITIES LETTER**

Date Mailed: 06/07/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)***Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment.

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 3-7, 10-12.
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 2.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity.

08/21/2004 BABRAKA1 00000013 100750 10810453

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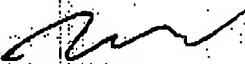
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- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE